

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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OPERA SOLUTIONS, LLC, :
: Plaintiff, : CASE No.: 7:16-CV-02239 (JPO)
: :
: -against- :
: :
STEVE GOLD, : : **NOTICE OF PLAINTIFF/
COUNTERCLAIM DEFENDANT AND
THIRD-PARTY DEFENDANT'S
MOTION TO DISMISS COUNTS II
AND III**
: :
: Defendant. :
-----x
STEVE GOLD, :
: :
: Third-Party Plaintiff, :
: :
: -against- :
: :
ARNAB GUPTA, :
: :
: :
: Third-Party Defendant. :
-----x

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Plaintiff/Counterclaim Defendant Opera Solutions, LLC and Third-Party Defendant Arnab Gupta (collectively, "Defendants") move to dismiss Counts II and III of Defendant/Counterclaim Plaintiff/Third-Party Plaintiff Steve Gold's ("Plaintiff") Counterclaim on the grounds that Plaintiff's claims are barred by the arbitration clause in his Employment Agreement and the doctrine of res judicata.

Dated: Hartford, Connecticut
October 24, 2016

Respectfully Submitted,
MCCARTER & ENGLISH, LLP

By: /s/ Eric W. Wiechmann
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Defendant, Arnab Gupta*

CERTIFICATION OF SERVICE

This is to certify that a copy of the foregoing was filed electronically this 24th day of October, 2016. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Eric W. Wiechmann
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